THE HON'BLE MR JUSTICE M. VENKATESWARA REDDY

WRIT PETITION No.9706 of 2006

Date: 09.05.2006

Between:

Mohd. Aneesuddin

… PETITIONER

AND

The Assistant Engineer,

Abids Section D-XXIII City-1,

A.P. Transco, Hyderabad & another.

… RESPONDENTS

THE HON'BLE MR JUSTICE M. VENKATESWARA REDDY

WRIT PETITION No.9706 of 2006

O R D E R:

This writ petition is filed with a prayer as follows:

> "… … Hon'ble Court may be pleased to issue a Writ of Mandamus declaring the action of the respondents in not removing the electric transformer existing in my land bearing No.5-4-40 & 40/1, J.N. Road, Abids, Hyderabad as illegal, unconstitutional and violative of Article 1`4, 16 and 21 of the Constitution of India and consequently direct the respondents to remove the electric transformer from my land bearing No.5-4-40 & 40/1, J.N. Road, Abids, Hyderabad and pass judgment and such other order or orders in the interest of justice."

The case of the petitioner is that a transformer was installed in the private land belonging to him and the same has become very dangerous. He submits that his grandson suffered electrocution a week ago. He also submits that he made a representation, dated 27.06.2005 to the respondents to remove the transformer, but so far no action has been taken.

The transformer referred to above is catering to the needs of Siasat Newspaper and other consumers in the locality. In a letter addressed to the Editor, Siasat Newspaper, by the Assistant Engineer, Abids Section D.XXIII City-1, A.P. Transco, Hyderabad, the Assistant Engineer clearly admitted that the owner of the said land lodged a complaint asking him to get the transformer shifted and requested the Editor of Siasat newspaper to assist the electricity department in that regard by bearing expenses to be incurred for shifting.

Now the learned counsel for the petitioner submits that he will be satisfied if a direction is given to the respondents to dispose of his representation dated 27.06.2006 inasmuch as it is admitted by the respondents that the transformer was installed in a private land. Heard the learned Standing Counsel for Respondents

Accordingly, the writ petition is allowed with a direction to the respondents to dispose of the representation, dated 27.06.2005, filed by the petitioner, within a period of three weeks from today. No order as to costs.

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M. VENKATESWARA REDDY, J

Date: 09.05.2006

ES/BCJ